

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION  
11

12 UNITED STATES OF AMERICA,	)	No. CR-09-0641 SBA
	)	
13 Plaintiff,	)	ORDER GRANTING STIPULATED
	)	REQUEST TO CONTINUE HEARING
14 v.	)	DATE TO DECEMBER 8, 2009 AND TO
	)	EXCLUDE TIME UNDER THE SPEEDY
15 GARY MUSCADINE,	)	TRIAL ACT
	)	
16 Defendant.	)	Date: November 17, 2009
	)	Time: 9:00 a.m.
17	)	Court: Hon. Sandra Brown
	)	Armstrong
18	)	

19

20 The parties jointly requested that the hearing in this matter be continued from November

21 17, 2009 to December 8, 2009, and that time be excluded under the Speedy Trial Act between

22 November 17, 2009 and December 8, 2009 to allow for the effective preparation of counsel,

23 taking into account the exercise of due diligence, and continuity of defense counsel. The

24 government has produced discovery and defense counsel has been reviewing that discovery. The

25 defense needs additional time to review discovery, perform investigation, and discuss the case

26 with the defendant. For these stated reasons, the Court finds that the ends of justice served by

27 granting the continuance outweigh the best interests of the public and defendant in a speedy trial.

28 Good cause appearing therefor, and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv),

STIP. REQ. TO CONTINUE HEARING DATE TO DECEMBER 8, 2009 AND TO EXCLUDE TIME  
No. CR-09-0641 SBA

1           **IT IS HEREBY ORDERED** that the status hearing in this matter is continued from  
2 November 17, 2009 to December 8, 2009 at 9:00 a.m., and that time between November 17,  
3 2009 and December 8, 2009 is excluded under the Speedy Trial Act to allow for the effective  
4 preparation of counsel, taking into account the exercise of due diligence, and continuity of  
5 defense counsel.

6  
7 DATED: \_11/16/09

  
HON. SAUNDRA BROWN ARMSTRONG  
United States District Judge